

## JSC INTERVIEW QUESTIONS 2024

### 1. Elements of robbery

#### SECTION 295 & 296 OF THE PENAL CODE

When we talk about the elements of robbery under these specific sections of the penal code, we're looking at a few key points:

1. First, there's the act of stealing something. So, to qualify as robbery, it starts with theft.
2. Second, right at the time of the theft, or immediately before or after it, there must be the use or threat of violence. This violence can be against a person or property.
3. Third, the purpose of using or threatening this violence is crucial. It's done to either get the stolen item, keep hold of it, or to stop anyone from resisting the theft.

The penalty is up to 14 years in prison.

### 2. Distinguish between theft, robbery and robbery with violence

Theft (Section 268) is simply the act of stealing something. It involves taking someone else's property fraudulently, with the intent to permanently deprive the owner of it or to use it in a way that the owner doesn't intend.

Robbery (Section 295) builds on theft but adds an element of violence. It occurs when someone steals and, at the same time, or immediately before or after, uses or threatens to use violence to get or keep the stolen item or to overcome resistance.

Robbery with Violence (Section 296(2)) is an aggravated form of robbery. It happens when the robber is armed with a dangerous weapon, has accomplices, or inflicts physical harm during the robbery. This type of robbery carries the death penalty due to its severity.

#### Theft (Section 268)

Theft is essentially the act of stealing and involves the following elements:

1. **Fraudulent Taking:** Taking something capable of being stolen without any right to it.
2. **Conversion:** Using someone else's property fraudulently.
3. **Intent:** The intent behind the act is crucial and can include:
  - Permanently depriving the owner of their property.

# Flash Your Jsc Questions

**BM King**



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